

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

PleasrDAO,

Plaintiff

v.

Martin Shkreli,

Defendant

Case No. 1-24-cv-04126-PKC-MMH

I, Martin Shkreli, hereby declare and state under penalty of perjury as follows:

1. I am the Defendant in the above-captioned action.
2. I submit this declaration in response to the Preliminary Injunction Order entered on August 26, 2024, which requires that I sequester and turn over all copies, in any form, of *Once Upon a Time in Shaolin* (the “Musical Work”) to defense counsel, and file an affidavit that I no longer possess any copies, in any form, of the Musical Work. ECF 30.
3. On August 23, 2024, my attorneys advised me that the Court ordered that I turn over all copies of the Musical Work to defense counsel.
4. On August 26, 2024, my attorneys advised me that the Court had issued a written order requiring that I “sequester and turn over” all copies, in any form, of the Musical Work to my attorneys. ECF 30.
5. On August 30, 2024, I submitted a declaration to this Court indicating that I had searched my devices, electronic accounts, and other personal effects, and had identified certain copies of the Musical Work. I certified, under penalty of perjury, that I had turned over these copies to my attorneys and that I was no longer in possession of any copies of the Musical Work. I further

certified that in the event any copies of the Musical Work are discovered to be in my possession at a later date, I will turn them over to my attorneys.

6. To the best of my knowledge, and after conducting a reasonably diligent search, I have identified the following copies of the Musical Work:

File Title	Location and Format
01 – Unknown Artist – Track 1.flac	Microsoft OneDrive, FLAC audio
02 – Unknown Artist – Track 2.flac	Microsoft OneDrive, FLAC audio
03 – Unknown Artist – Track 3.flac	Microsoft OneDrive, FLAC audio
04 – Unknown Artist – Track 4.flac	Microsoft OneDrive, FLAC audio
05 – Unknown Artist – Track 5.flac	Microsoft OneDrive, FLAC audio
06 – Unknown Artist – Track 6.flac	Microsoft OneDrive, FLAC audio
07 – Unknown Artist – Track 7.flac	Microsoft OneDrive, FLAC audio
08 – Unknown Artist – Track 8.flac	Microsoft OneDrive, FLAC audio
09 – Unknown Artist – Track 9.flac	Microsoft OneDrive, FLAC audio
10 – Unknown Artist – Track 10.flac	Microsoft OneDrive, FLAC audio
11 – Unknown Artist – Track 11.flac	Microsoft OneDrive, FLAC audio
12 – Unknown Artist – Track 12.flac	Microsoft OneDrive, FLAC audio
13 – Unknown Artist – Track 13.flac	Microsoft OneDrive, FLAC audio
14 – Unknown Artist – Track 14.flac	Microsoft OneDrive, FLAC audio
15 – Unknown Artist – Track 15.flac	Microsoft OneDrive, FLAC audio

7. Because of my recent time spent serving a criminal sentence, many of my personal effects were moved into storage. As a result, it is possible that I have been unable to exhaustively locate each and every copy of the Musical Work. In the event that I discover any additional copy of the Musical Work, I will promptly transfer said copy to my attorneys in the same manner as all other copies referenced here. However, as stated above, to the best of my knowledge and after a reasonably diligent search, the list in Paragraph 6 represents all copies of the Musical Work that were in my possession until approximately August 30, 2024.

8. On or before August 30, 2024, I transferred each of the copies identified in Paragraph 6 onto a USB stick, which I sent to my attorneys at the following address via hand delivery to:

Bochner PLLC
1040 Avenue of the Americas, 15th Floor
New York, NY 10018

9. On or before August 30, 2024, I deleted each of the copies identified in Paragraph 5 from all of my electronic devices.

10. To the best of my knowledge, as of August 30, 2024, I did not have possession of any other copies of the Musical Work, in any form.

11. To the best of my knowledge, as of the date of this declaration, I do not have possession of any other copies of the Musical Work, in any form.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

EXECUTED on Sep 13, 2024

Martin Shkreli
box SIGN 4LR2RJQL-4YZVJL8Y

Martin Shkreli